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HARRINGTON & SMITH

NO. 963 P. 3

IN THE U.S. PATENT AND TRADEMARK OFFICE

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MAR 31 2004

In re U.S. Patent Application of:

APPLICANTS: Milka Salmi et al.

SERIAL NO.: 09/955,874

FILING DATE: 09/18/2001

EXAMINER: Linh V. Nguyen

ART UNIT: 2819

ATTORNEY'S DOCKET NO.: 874.0100.U1(US)

OFFICIAL

TITLE: METHOD AND APPARATUS PROVIDING RESAMPLING FUNCTION IN
A MODULUS PRESCALER OF A FREQUENCY SOURCE

Commissioner for Patents

Alexandria, VA 22313-1450

RESPONSE TO OFFICE ACTION

Sir:

This paper is herewith filed in response to the Examiner's Office Action mailed on 10/06/2003 for the above-captioned U.S. Patent Application. While no petition or fee is believed to be required to have this amendment entered into the record, should the undersigned attorney be mistaken please consider this a petition for any extension of time that may be required to maintain the pendency of this Patent Application, and charge deposit account no.: 50-1924 for any required fee deficiency.

Please amend the application as shown below.

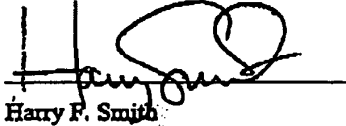
04/22/2004 BROWN 00332202 501924 099 5374

SN: 09/955,874
Art Unit: 2819

The amendment to the independent claims clearly and patentably distinguishes the circuitry and method in accordance with this invention from the digital circuitry embodiments disclosed by Kim, and should place all of the pending claims 2-9, 11-13 and 15-21 in condition for allowance.

The Examiner is respectfully requested to reconsider and remove the rejection based on Kim, and to allow all of the pending claims 2-9, 11-13 and 15-21.

Respectfully submitted:


Harry F. Smith

1/5/2004
Date

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

1/5/2004
Date

Elaine F. Munn
Name of Person Making Deposit